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Attorneys for Defendants

UNITED STATES DISTRICT COURT
 NORTHERN DISTRICT OF CALIFORNIA
 SAN FRANCISCO DIVISION

NARINDERJIT KHINDA; RANJIT SINGH,) No. C 08-2516 JSW

Plaintiffs,)

v.)

MICHAEL CHERTOFF, Secretary, U.S.
 Department of Homeland Security; U.S.
 Citizenship and Immigration Services;
 EMILIO T. GONZALEZ, Director, U.S.
 Citizenship and Immigration Services;
 GERARD HEINAUER, Director, USCIS
 Nebraska Service Center,

Defendants.)

**STIPULATION TO HOLD CASE IN
 ABEYANCE FOR TWO WEEKS ; AND
 [PROPOSED] ORDER**

The plaintiffs, by and through their attorneys of record, and defendants, by and through their attorneys of record, hereby stipulate, subject to approval of the Court, to hold this case in abeyance for two weeks in light of the fact that the United States Citizenship and Immigration Services (USCIS) intends to approve the plaintiff's I-730 petition, subject to the completion of a successful fingerprint check of the beneficiary of the I-730 petition. The beneficiary has a fingerprint appointment on October 25, 2008, and USCIS expects to complete adjudication of the I-730 petition no later than October 31, 2008.

If USCIS approves the I-730 petition within two weeks, the parties will file a stipulation to

dismiss with each party to bear its own costs and fees. If, for some reason, USCIS does not approve the I-730 petition within two weeks, the following revised briefing schedule (the hearing date remains the same, however) will apply:

Plaintiffs' Motion for Summary Judgment:	On File
Defendants' Opposition/Cross-Motion:	November 7, 2008
Plaintiffs' Reply/Opposition:	November 14, 2008
Defendants' Reply:	November 21, 2008
Hearing:	December 5, 2008

DATED: October 23, 2008

Respectfully submitted,

JOSEPH P. RUSSONIELLO
United States Attorney

/s/
EDWARD A. OLSEN
Assistant United States Attorney

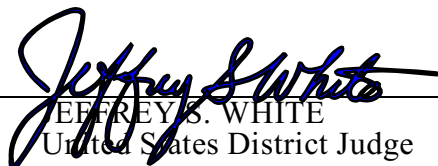
DATED: October 23, 2008

/s/
ROBERT B. JOBE
Attorney for Plaintiffs

ORDER

Pursuant to stipulation, IT IS SO ORDERED.

Dated: October 27, 2008


JEFFREY S. WHITE
United States District Judge

STIPULATION TO HOLD CASE IN ABEYANCE
C 08-2516-JSW